IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIFTEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 21424 of 2000

Between:

1. J. Narsinga Rao, S/o Late Sripathi Rao,
   R/o 1-2-8/7 Domalguda, Hyderabad.
2. J. Shyamala, D/o Late Sripathi Rao,
   R/o 1-2-8/7 Domalguda, Hyderabad.
3. J. Ramadevi, D/o Late Sripathi Rao,
   R/o 1-2-8/7 Domalguda, Hyderabad.
4. J. Manik Rao, S/o Late Sripathi Rao,
   R/o 1-2-8/7 Domalguda, Hyderabad.
5. J. Sridevi, D/o Late Sripathi Rao,
   R/o 1-2-8/7 Domalguda, Hyderabad.

..... PETITIONERS

AND

1. Municipal Corporation of Hyderabad,

Rep by its Commisisoner & Special Officer,
Hyderabad.

2. Chief City Planner (Town Planning Section),

Municipal Corporation of Hyderabad.
Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a *Writ of Mandamus* or any other appropriate writ directing the respondent to act in accordance with law and consider grant of construction permission to the petitioner for construction of Building complex consisting of Stilt Plus 5 Upper Floors in premises No.1-2-8/7 Domalguda, Hyderabad without insisting for the No objection Certificates from the District Collecter, Hyderabad as a condition precedent for grant

of construction permission.

Counsel for the Petitioner: MR.V.VENKATARAMANA

Counsel for the Respondents: MR.K.PRAKASH REDDY

The Court made the following:

ORDER:

Seeking a direction to the respondents to act in accordance with law and consider the application of the petitioners for grant of permission to the petitioners for construction of Building Complex consisting of Stilt plus 5 upper floors in premises No.1-2-8/7, Domalguda, Hyderabad without insisting for the No Objection Certificate from the District Collector, Hyderabad as a condition precedent for grant of construction, the present writ petition has been preferred by the petitioners.

2 . While admitting the writ petition, this Court granted interim direction to the respondents to consider the application of the petitioners dated 26.05.2000 for grant of permission for construction of multi-storied building consisting of stilt plus five upper floors in premises No.1-2-8/7, Domalguda, Hyderabad, within a period of two weeks from the date of receipt of a copy of that order.

3. Though the matter relates to the year 2000 and pending consideration for the past four years, the respondents have not chosen to file counter so far.

4 . As the relief sought for by the petitioners has already been given by the respondents in view of the interim direction ordered by this Court on 05.12.2000, no further orders are necessary in this writ petition.

6. Accordingly, the writ petition is closed. No order as to costs.

(ELIPE DHARMA RAO, J)

Date: 15.07.2005

Ksn

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Commissioner and Special Officer,

Municipal Corporation of Hyderabad,

Hyderabad.
2. Chief City Planner (Town Planning Section),

Municipal Corporation of Hyderabad.
Hyderabad.

3. 2 CD copies

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